G. R. S. IX-5]

Previous references.

L.B. 105—15 Sls 10—13

Dems 18/1/17

File No. 15—17

1917.

Serial Nos. 9—20+23

(L. B.)

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 9—20+23

Part B for January 1919

SUBJECT.

Petitions from the Shimoga District.

From Rolgani Basappa + others of Sarb town.
Petition addressed to Dewan
Complains against the unauthorised erection of a sub Toll gate on the Sarab Siddapur road by the Badadabagal Toll gate Contractor for 1917–18 & the illegal levy of tolls therefrom.

Sl 23. To Rolgani Basappa + others No. 8506 dy 10/1/19
Informs that if illegal collections have been made they should seek remedy in a Civil Court by producing the necessary receipts obtained from the Toll Contractor and that Govt. do not consider it necessary to interfere in the matter.
No. 8507 dy 10/1/19 to D.C. Shimoga. Copy for information.
B. A. Narasimhangar. 3/3/19.

W D 1250—GPB—30,000—28-1-19

G. R. S. III—1] 1917

GENERAL AND REVENUE SECRETARIAT.

dls.

NOTES.

File No. 15—17

FILE HEADING.

Petitions from the Shimoga District

From

The Kolgunsi Basappa & others of the Sorab Tq

No. Petn (addressed & dewan). Dated nil (Recd. 13.4.18 in the D.O.). Received 15.4.18

Diary No. 257 | Enclos. 2 Spare Copies. | Serial No. 9

BRIEF ABSTRACT OF LETTER.

Complain against the unauthorised Erection of a Sub-Toll gate on the Sorab—Siddapur road & the Badadabagal Toll-gate Contractor in 1917-18 & the illegal levy of Toll thereform

	NOTES AND ORDERS.
Sl. 10	Telegram (addressed & dewan) dt 23.10.18 from Kolgunsi Basappa Sorab Petr for the issue of Cart orders on their memorial recd here on 13.4.18 (Cl. 9) on the Chandragutti fairs in Abbreviating & on the Continuance of the levy of Toll reqd & the Sorab people & great loss & inconvenience

NOTES—First Sheet.

WD 1232—GPB—20,000—18-11-16

2579
2717

2

G. R. S. III-2]

2664

General and Revenue Secretariat. | KB File No. 15 of 1912.

Serial No.	
	Draft forwarding the Petn
	1. Dewan's order on the Telegram "Secretary, R.D. Dd M.V. of 27.4.18. Revenue Secretary orders on the same to Dy Com.r & Asst., Shemoga. Dd BR. of 29/4/
	2. Draft forwarding Pls. 9 & 10 to D.C., Shemoga for disposal & report of action taken together with a draft Endt to the Petrs
	14. 2/5. Issue. MK 2/5
11	To the Asst., Shemoga no. 6240 of 7.5.18. forwards the petn (Pls. 9 & 10) for disposal & report of action taken
12	Endt. to the Petrs. no. 6241 of 7.5.18. informs them of the above
13	From Kolgame Basappa (Petr.) Tel. of 14.5.18 (addressed to Dewan). (Reminds of Pl. 10 above & prays for the issue of Early orders thereon -
	6 Dewan's order thereon Secretary, R.D. - May I know what is the result. 10 days time to Asst. Dd M.V. of 14.5.18
	7. Asst has not yet submitted Pls 11 & 12 above that the matter has already been disposed of - 14. 16/5 MK

L IV
2 Pls

NOTE—Contn. sheet.

WD. A 1789—GPB—60,000—20-3-18—S.

G. R. S. III-2]

2484

General and Revenue Secretariat. | dS. File No. 15 of 1917

Serial No.

8. The matter has been referred to the Dte. Shimoga for disposal and report of action taken. The present telegram may also be forwarded in continuation and a reply within a month as regards action taken may be called for. For perusal before submission to Dewan. MK 18/5.

Rev Secy) 9. For perusal. 24.5.18.

6185 25/5/18 Dewan)

10. Dewan Sir. Let the Mr. may be called for as may be sent on receipt. 6/6/18

11. Remarks. 5/6/18

14 12. From the Presdt. Dte 1st, Shimoga. no. P.C. 174 & 27.5.18. Submits the report called for in Sl. 11 above and states that necessary action has since been taken to stop the illegal levy at the said toll gate in future.

½ Subl. 2484 office 4 pages 10 above

N.T.O.

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-3-18—S.

G. R. S. III-2]

General and Revenue Secretariat. | Ls File No. 15 of 1917.

Serial No.

Q

The A. the Pet (Kolgnus Buraspn.) himself has also reported the removal of the sub-Toll gate in his telegram of 21.5.18 addressed to the Asstn no 2nd seems to be one of the two with reference to the present report of the Dy Cmr in his letter

15 The file will again be returned if necessary in connection after perusal of the Asstn with regard to the Secy's order in the above telegram of another memorandum thereon permissed is received.

KC 5/6

Submitted for perusal.

MK 6.6.18

Secy)

NOTE—Conta. sheet.

WD A 1789—GPB—60,000—20-5-18—S.

1160

5

MEMO

D3137 **On Petitions received by the Dewan.**

No

Date of petition

Name of petitioner.

People of Sorab,

D3030

SUBJECT.

Regarding an unauthorised toll gate set up at Sorab, state that it has since been removed and that as its establishment was from the beginning unauthorised and the levies made thereat illegal, the contracto concerned may be made to pay back the monies, which may be utilised for some public work connected with Sorab. &c.

17 Forwarded to the Secretary to Government, Revenue Department, in continuation of previous representations on the same subject.

18 I am awaiting a clear report - The subject should be probed to the bottom

6.6.18 RO

19 Please put up a note with previous papers. Call for a full report from the Dy Comr, if necessary, written a fortnight

7.6.18 P.T.

20/ Please get this file wd. any I.D yesterday other secret book

21/ File below.

WD A1378—GPB—500—7-1-18

3030 6

G. R. S. III-2]

General and Revenue Secretariat. | LB File No. of 1917.

Serial No.	
	22 With reference to para 19 supra, attention is invited to the Dy. Comm's report in the matter (Serial No 14 in the file).
Papers were disposed No 1	23 The Petitioners' memorial forwarded to this telegram is also placed in the file. Submitted for orders.
	11-6-17. 24 The D'Comm's report received in this connection is submitted for perusal. The said report only mentions that the unauthorised levy has been ordered to be discontinued. From the report it is to be seen that the establishment of a Sub JM gate at Kandiyur was sanctioned on 5th April 17 - But the right to collect JMs at this gate was not authorised for the year 1917-18. This may be due to the fact that JM collection rights are sold or at least notified, 3 or 4 months prior to the expiry of the term of the annual lease. The gate for sale The right to collect JMs at this subgate not having been notified, the levy was illegal. This has been acknowledged by the D'Comm but he does not say what arrangements have been

NOTE—Contra. sheet.

WD A 1789—GPB—60,000—20-3-18—S.

Serial No.

made as regard the recovery of the amounts illegally levied and appropriated by the Contractor. This requires careful examination of accounts etc.

2. Draft calling for a full report is submitted

MK
11.6.18

Revised) ... b. Dss

Dss
12-6-18

MK

15 To D.C. Shimoga. No. 7057 dt 15.6.18

With reference his report-rec.d with Sl. 14. forwards another petition in the same subject praying that as the Estt. was from the beginning unauthorized the Contractor may be made to pay back all the monies received & requests for a full report after a thorough enquiry in the matter, within 3 weeks.

16 From the Pte Secy to H.E. No. 9 dt 29.6.18.

Forwards personal Telegram dt 28.6.18 from Kalpana Basappa complaining that no final orders were passed in the matter inspite of their several petns to the authorities.

2. The time fixed for the submn of the report in Sl. 15 above has just now expired & if approved a draft reminder will be put up

28. Subd. Proceedings
14.9.7.18.
Dss

O.T.O.

NOTE—Contn. sheet.

G. R. S. III-2]

8

General and Revenue Secretariat. | L.B. File No 15 of 1917

Serial No.

Petn dy 10.6.18 from the people of Sivak. Complain that the Sub-Jail gate at Dadara bazar has been included in the lease for the current year & pray that the same may be removed forthy &

2 This is another petn addressed to the Dewan on the same subject

3 The Sub-Jail gate is not one unauthorizedly set up by the Contractor as alleged by the Petrs, the Establishment same having been established under f.o no 6434-5 dy 5.4.17. Reference L.S.105-15-13 above & also invited to para 24 (iii) in this connection.

31 May these also be forwarded in Contn to the Presdt., 8 Bds in Contn of cl 1 & 2 above

L.P. 11/7 with a request to submit the report called for at once.

anm
12/7/18

32 Please let me know when the Sub Jail gate was sanctioned & the file relating to it.

MM 12/7

33 L.B 105-15-3 sanctioning re establishment of a Sub-Jail gate near Konanamane is put up. The file sanctioning the shifting of the Sub-Jail gate to Kariadipura is already in the file

17.7.18

NOTE—Contn. sheet.

305 9.

G. R. S. III-2)

General and Revenue Secretariat. | LB File No. 15 of 1917.

Serial No.	
	34 Forward the petition & D.C. and call for the Early submission of the report due from him & also for the return of the petn forwarded. MK 18/7.
	35 Submitted with drafts for a/s/f. 19.7.18 36 Issue MK 19/7
17	Bo & c Shimoga No. 1440 of 22.7.18. ~~was~~, ~~in continuation of the last~~ another the petn of 10.6.18 also rec'd from the petrs on the same subject & request him to expedite the detailed report thereon called for in Sl. 15 above.
18	Petn of 12.8.18 from the Citizens of Sorab - Pray for the issue of Early orders on their previous petns & also urge that the money illegally collected by the Contractor be recovered & the same utilized towards any gvt object as suggested by them
	37. The detailed report called for in Sl. 15 has not yet been received. Reminders are being issued - Subd for orders. KC. 31/8.
	38. Forward in Continuation BM. 31/8. request that the and call for an Early report - may be expedited
	39. draft subd. MK 31/8
	KC 19/9 - 40. Issue BM. MK 20/9

Rec'd on 19/9/18 from the Secretariat

very delay of 20 days for this simple draft? Where was the file from misplaced.

MK 20/9

NOTE—Contn. sheet.

G. R. S. 111-2]

General and Revenue Secretariat. | L.B. File No. 15 of 1917.

Serial No.	
19	To the President, 6th Bn. Shimoga. No. 4724 & 24.9.18. forwards in Contn., SC. 18 and requests him to expedite the detailed report in the matter already called for.
20	From the same Officer. no. H.C. 79 (L.B.) 17-18 & 25.9.18. submits the detailed report called for on the petns of Kolapuri Basappa & others of Soraba reg? & above 41. It will be seen from the report now received that (a) all the allegations of the petitioners are baseless since the toll-gate in question has been opened after due sanction of Govt. with a view to detect carts evading payment at the main toll gate & not for exacting double payment from them; (2) though the levy of toll at the sub-toll gate was stopped in 1917-18 because of the monsoon (technical Section) to mark it in either the sale notes or sale list of that year, the same has been since rectified in the lease for 1918-19; & (3) for the amount already collected by the Contractor from the beginning of 1917-18 till may 1918. when it was ordered to be discontinued, the

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-3-18—S.

G. R. S. III-2]

General and Revenue Secretariat. | KB File No. 15 of 1917

Serial No.

is said to have done the same. ~~Members and readers are requested~~ [illegible] Ld. Govt. Irish.

42. Mr. Mayne forwards. Containing the Copy of the Gazette Notn. of 12.9.1917 relating to the Sale for 1918-19 as also that of ~~19~~. There is one omission therein & mention the Sub-Tk Sale but it does not appear to be a material one since a subdivl. Tk. Sale is included in the main toll Sale. It is also stated reported by the Dy Com. that necessary mention thereof is made in the Sale list for 1918-19. Perhaps this might be done in the future Sale notice also.

43. A reply Ans. Endt. is due to the petn. in the light of the present report.

44. Subd. for orders with refee to para 18 above.

KB 30/9/18

45. Please state what amount this Toll Sale has fetched for the past 3 or 4 years. It will enable us to see what amount actually could have been secured in Excess.

MK 2/10

Sub. 460 A Statement showing the

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-3-18—S.

1869

G. R. S. III-2]

General and Revenue Secretariat.

G.S. File No. 15 of 1917.

Serial No.

required information is tabled hereunder: —

Name of Toll gate	year	"Annual demand" Rs.	"Actual Coll:
Badadabyle	1915-16	1012	1012
	1916-17	1010	1010
	1917-18	809	525

1849
5740

47

Submitted for perusal with reference to para 18 & 19 above. The D.C's letter explains the facts of the case clearly. There can be no doubt that the alleged illegal levy of fees at the Toll gate has been greatly exaggerated. From the three years figures given above in respect of the main Toll gate annual average it is seen that the collections do not exceed Rs 1000/- and when this is so, how the petrs make it appear that they have been forced to pay upto Rs 2000/- at the Subsidy gate is difficult to believe. The petrs may be if necessary be asked to present their Toll gate receipts in respect of the illegal levy

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-3-18—S.

4869 (13

G. R. S. III-2]

General and Revenue Secretariat.

LB File No. 15 of 1917-18

Serial No.	
	I the President of the 8th B[d] and return a report as what action appears necessary in this case. MK. 17.10.18
	Recd. 25.10.18
103 26.10.18	12nd member & Secretary)
	Mr. Nepean has a Case regarding illegal Orders having been made. There is a Rule of the Calcutta Court, that Cases should be sent to the Secretary
	Mr. Nepean should briefly in a letter giving facts - & Nepean can very well have the Charge - the receipts before a Complaint is made
	26.10
2659 19.11.18.	HI
97127	49. The legal aspect of the case may be examined and the file returned with further suggestions. 23.11.18
	Just Secy 25.11.18

CHIEF PROTECTION BRANCH. 25 NOV 1918

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-3-18—S.

(14)

G. R. S.-III-2]

General and Revenue Secretariat.

G.A. File No. 15 of 1917.

Serial No.

50. Submitted

HG 29-11 51, As in Sub the jail was not included in the Sale list and was not sold to the Contractor he had no right to levy the Tolls from carts passing in that jail. He was not legally entitled to collect the Tolls at that jail and the public also can not be held to have paid the Tolls voluntarily. The payments were made by the public under some form of compulsion other than legal compulsion, and cannot be deemed to be voluntary payments. The amounts paid may be received back by the parties concerned in a civil Suit in the form of action known as money had and received

HG 14/12

Revised)

HG 17/12 52. Subd with refce to para 4 of above

14. BM 17/12/18 53. An endorsement may be given to the petitioner to seek remedy in a civil court by producing the receipts. ~~or the D.C. may check the receipts and~~

BM 17.12.18.

Revised)

54. Please put up draft accepting & submit to 1st member & Dewan

HG 22.12.18.

23/12/18 55. Draft subd with a memo to D.C., Thanjavur.

14. BM 23/12/18. 26.

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-8-18—S.

4849

(15

G. R. S. III-2]

General and Revenue Secretariat. | Rl File No. 15 of 1917.

Serial No.	
	56 B/f. Endorsement submitted for approval, with reference to paras 4847 & 4849 above. MC 3.1.19
84 6-1-1919	1st member } 57 WS 6.1 2nd Diwan } 58 I Shee MS 6/1/19
23	To Kolgani Basappa and others, Sorab town No. 8506 Dy 10/1/19. Informs that if illegal collections have been made, they should seek remedy in a civil court by producing the necessary receipts obtained from the Toll contractor and that Govt. do not consider it necessary to interfere in the matter. No 8507 Dy 10/1/19, Copy to D.C. Shimoga for information.

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-8-18—S.

6

MEMO

On Petitions received by the Dewan.

No. D 25-79

Date of petition. 25-7-79

Name of petitioner.

Peoples Coop Soc

SUBJECT.

Complaint that the local Sole-Sale Contractor has set up an unauthorised Gate and has been levying illegal tolls &

Forwarded to the Secretary to Government, Revenue Depn

B.O
Major Cooper
R S R

13.4.18

WD A1378—GPB—500—7-1-18

GEN. & REV. SECRETARIAT
REVENUE.
15 MAY 1918

Dno 6232 N

MEMO

On Petitions received by the Dewan.

$2940

No. 13892

DATE OF PETITION— 4th May 18

FROM WHOM— Citizens of Sorab

SUBJECT—

Praying for the issue of early orders in the matter of the discontinuance of the illegal collection of ~~toll~~ at the Sorab toll gate

B O

Mysore Secretary

GPB—1,000—31-7-14

Rs. 2875

Rev: Secy)

Mr 21-5-18 Noor Mohd 21.5.18

DEWAN'S OFFICE
Date of Receipt 10-5-18
Petn. Regr. No 13892

To.

Lt. M. Visheswaraiah Esq B.A. L.C.E. &c

Dewan of Mysore

Bangalore

Sir

With reference to our memorial dated 5-4-18 & a remainder thereof on 22-4-18 we beg to lay once more the following few facts for favour of your most sympathetic consideration & early orders.

The existence of the unauthorised Sub Toll gate near Sorab on Sorab Siddapur Road is continuing since 6 months though we approached every authority of the Government viz Amildar, D.C. and Dewan. Ever since without receiving any redress to the Public at large If the Government are pleased to allow the plunder of its loyal Humble subjects "that is Money" we pray that the Government may kindly pass orders to that effect very plainly. For though we are praying the authority from time to time to put a stop to the illegal collection of Toll at the unauthorised sub toll gate at Sorab, no action has yet been taken by the Government. Hence we most humbly pray the benign Government to graciously pass immediate orders in this matter

2 Appts 5907 20

8.5.18

Lobby Mr B. Tikkanadeya

GOVT. OF H. H. THE MAHARAJA OF MYSORE

GEN. & REV. SECRETARIAT.

OFFICIAL MEMORANDUM.

No. 6140 BANGALORE,

7/5 & 1315 19 18.

The accompanying Petition Registered No. 2579 dated nil and the telegram of 23-10-1918 received at the General and Revenue Secretariat from Kolgamse Basappa, Madahalli Krishnappa, Mr S. Ahmed Sahib & others of the Sorab Tq Complaining against the unauthorized (1) setting up of a Sub-toll-gate on the Sorab-Seddapur road & the Badadabagal Toll-gate Contractor for 1917-18 and (2) the levy of Toll thereon

& the duly returned docket & the Petn

is forwarded, together with the enclosures & the petn to the Deputy Com^r and President of the District Bd, Shimoga for disposal and report of action taken

By Order,

2/5

For Secretary to Government.

W. D. 1957—GPB—4,000—9-2-16

G. R. S. VI.—6/9]

DRAFT

SUBJECT.....

.....

.....

Section. bb.
File No. 15-17
Serial No.

Diary No. of letter replied to....2579

No. 6241
L05/15-17-1297.5.18.

ENDORSEMENT.

GENERAL AND REVENUE SECRETARIAT
(Ls.)
, the.....191

Date of issue.....

Signed by Mr B. T. Kesavadas

Granted to Kalyanasundara Boopathy, Nadakatti Krishnappa, M. S. Ahmed Sahib & others 2.

Land Lease

In reply to his (New) petition dated nil (subsequent telegram 3.11.17) complaining that the illegal levy of tolls by the toll-gate contractor of Badabagal and a sub-toll gate unauthorised (wrongly) erected there is informed that the petition has (as well as the telegram has) been forwarded to the Debuty Commissioner, Chingleput for disposal and the petitioners (due notice of) the same is (are) hereby informed.

By Order,

Secretary to Government.

C. POSTS TELEGRAPHS.

NOTICE.

This form must accompany any inquiry made respecting this Telegram.

Charges to pay.

Rs.	As.
16-	5-18
13	7 2 2

Office Stamp.

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Dera Dun	22	1	20	Immediate	50

Recd. here at ... M.

TO

The Superintendent
Dehra Dun Ordnance Factory
Ordnance Factories Board
Calcutta

Pray immediate orders for removal unauthorised persons
as early possible Telegraph
much displeasure enquiry

N.B.—The name of the Sender, if telegraphed, is written after the text.

Lal Chand & Sons—839—1917—1,00,000 Blks. (Edn. I).

1160

24/15

24

6-6-18

1474

To

Sir M. Vishveshwarriah Esq;

B.A.L.C.E. Etc

Dewan of H.H. the Maharaja of Mysore

Bangalore

Sorab
Dated 17-5-18

Sir,

We the most loyal & humble citizens of Sorab Town pray to lay before your kind perusal the following few facts. With reference to our humble Memorials dated 5th April 18 and the subsequent regarding an unauthorised Sub Toll Telegram etc we received only an endorsement No. 6241 / F.B-15-17-11 Dated 7th May 1918 stating that the matter is refered to the Deputy Commissioner for disposal but finale orders were not yet received.

The illegal collection of toll at the unauthorised
(1) Sub gate began to exist since the month of November 1917

Then we began to approach the local authorities & the Deputy Commissioner & the Govt with memorials but yet it is regretable to see that no definite finial orders were passed

In reply to an application we received an endorsement No. P.C-174 / D-25-2-18 from the Deputy Commissioner ordering the existance of the unauthorised Sub Toll gate Though a copy of the same endorsement has been forwarded

L.30.30
LB 15-17-MP

29

No. PE 174 (LB) 17-8

Office of the President, District Board,

Dated Shimoga, the 27th May 1918.

28.

From.

M. A. Narayana Iyengar, Esquire., B.A., B.L.,

President, District Board,

S h i m o g a.

To.

B. Ramaswamiya, Esquire., B.A., B.L.,

~~Offg:~~ Secretary to Government of Mysore.

Revenue Department, B A N G A L O R E.

Sir;

With reference to official memorandum No.6240/L.B.15-17-11 dated 7th instant forwarding for disposal and report of action taken, the petition and the telegram from Kalgunasi Basanna and others of Sorab, complaining against the unauthorized setting up of a sub toll gate on the Sorab, Siddapur road by the Badadabyle toll gate contractor for 1917-18, I have the honor to state that the complaint has risen on account of the contractor of the toll gate for 1917-18 having claimed his right to collect the toll at a Sub Toll gate namely Kardigere which was sanctioned in Government Order No.6434-5/L.B.105-15-13 dated 5th April 1918.

A similar petition had been received in this office from the above said petitioner. The matter was enquired into and directed that the toll gate contractor for 1917-18 has no right to collect toll at any sub-toll-gate as no mention of it has been made either in the notification published for disposing off the right to collect toll at the Badadabyle toll gate during the 1917-18 or at the sale conducted therefore and that the sub toll gate sanctioned by Government be included in the sale to be conduceted for 1918-19 as it was ascertained to be necessary, needful orders have also been issued to sub-ordinate offices in the matter.

I have the honor to be.

Sir,

Your most obedient servant,

for PRESIDENT,

District Board, Shimoga.

(absent from Headquarters.)

M.K.R.

POSTS & TELEGRAPHS.

DEWAN'S OFFICE

NOTICE.

This form must accompany any inquiry made respecting this Telegram.

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Sorab	17	10		Reply paid	15

TO Two Sagar Shimoga

Received here at 15 H. 40 M.

m Vijayaswariah Dewan Fem Hill

awaiting instructions

removed Subzase yesterday

details through memorial

Koltgunoor

Basappa

N.B.—The name of the Sender, if telegraphed, is written after the text.

Lal Chand & Sons, Calcutta.

C.

POSTS TELEGRAPHS.

29

NOTICE.

This form must accompany any inquiry made respecting this Telegram.

Charges to pay.		Office Stamp.
Re.	As.	

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Sorab 7		10			19

Recd. here at	H.	M.

TO

This
Sagar Shemoga
'm Vivaswan Dewan
awdry Fernhill
00 Ferns

Subigara Yadiay
Hebsalis through memorial
Koltginoi
Basappa

N.B.—The name of the Sender, if telegraphed, is written after the text.

Lal Chand & Sons, Calcutta.

1576

W.No 305. 34

GEN.& REV. SECRETARIAT I REVENUE. 9 JUL 1918

Lr 10-7-18-1

27.6.18-17

L.R. 4139.

To

Sir. M. Vishveshwaraiah Esqre

B.A. L.C.E. M.R.E. Etc.

Dewan to H.H. The Maharaja of Mysore

Bangalore.

Sir

We the humble citizens of Sonab Zalum beg to report that the final orders on Badadabayal Sub Tollgate (unauthorised) case is not yet received.

Further, the auction of the Tollgate for 1918-1919 was conducted by the Sub Division Officer of Sagar on 21st May 1918, at the Sonab Zalum office. There were not even half a dozen bidders and the Date was closed for Rs 670 which is a comparatively very small sum, when compared with those of the previous years when there was no idea of a Sub Toll.

When the auction was being conducted, the authority sanctioned the contractor will have the previlage of keeping a Sub Toll which is a trouble to the public at large. The same matter (Opening of a Sub Toll) was not even announced in the Government Gazette where the Sale-Notification dated 8th April 1918 was published. It is surprising to see how the officer allowed the opening of the Sub Toll, without the sanction of the Government or without the matter being announced in the said Government Notification.

a copy of

21

Copy of letter in enclosure herewith for favour of the
the Sub Contractor himself has secured the auction sale for
1918-19 There is no Government proceedings which sanctions
the opening of a Sub Toll for 1918-19. The existence of
The Sub Toll gate is the greatest detriment to the public
and the same matter is brought to your honours notice
this year.

If the truth of friendly the opening
of the Sub Toll were announced in the Government notification
there would have been a great competition and the
auction sale would have been doubled more than Rs 1000.

When the case against the same contractor for
having opened the Sub Toll without the sanction of the
Government during 1917-18 is remaining undisposed (finally)
it is note worthy to know how the same contractor was
granted the Toll gate for such a trivial some and was
allowed the privilege of opening the Sub Toll to loot

With these, we pray most humbly to be so
good as not to ~~of~~ grant the opening of the Sub Toll and
to kindly order to take legal steps against the contractor
for having illegally collected the toll at the unauthorised
Sub Toll during 1917-18, - praying for orders.

Sd/-
dated 10th June 1918

We beg to remain Sir
Your most obedient & most
loyal Subjects

H.D. Mallikarjuna

B. Laxmikantappa 37

14 1416

34

Shimoga 7347

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT,
( )
, the 191 .

Date of issue.....17.6.18.....

Signed by.....B.T. Research.....

Section

File No.

Serial No. 15-

Emy

No. 7050

L.D.15-17-18 & 15.6.18

To The D'y Comm'r. Shimoga Distt

Sir,

With reference to your letter No: P.C. 1742 dt 17-18 submitting a report on the proposal of the petition of Kolagunesi Basappa and others of Srab Complaining against the unauthorised levy of toll at a Sub-Toll gate in Siddapur-Road I am directed to forward herewith a further petition in the same matter requesting that as the establishment of the Toll gate was from

over.

3t

MEMO

On petitions received by the Dewan.

No.

Date of petition.

Name of petitioner.

Peoples Sowb. Taluk

SUBJECT.

Re the alleged unauthorised Sub toll gate at Badadabazar, State that even in the current year the sub toll gate has been included in the lease for the Main toll gate & pray that the Sub toll gate be cancelled &

Forwarded to the Secretary to Government, Revenue Department

26-6-18

for IV

28.6.18

Refer. Was sanction of Govt obtd for opening a sub toll gate? If so that refee should also be put up. Draft

28/6

WD 2,381—GPB—300—7-6-18

Received
2 JUL 1918

Dno 78

REV. SECRETARIAT
I
REVENUE.
4 JUL 1918

LB 15-7-16

No. 9 / 1 07247 OFFICE OF THE PRIVATE SECRETARY

TO HIS HIGHNESS THE MAHARAJA OF MYSORE,

Mysore, dated 29th June *191* 8

Petition, as shown below, to His Highness the Maharaja is transferred to the Secretary to the Government of His Highness the Maharaja of Mysore, Revenue Department, Bangalore, for disposal.

No. 3 of 18-19

By Order,

Private Secretary
to His Highness the Maharaja of Mysore.

GBPM—1,000—80-4-18

39

G. R. S. VI—G/32]

SUBJECT Petition from certain residents of Soral complaining against the unauthorized levy of toll at a toll-gate on the Siddapur Road

Diary No. of letter replied to 305

Section LB
File No. 15-17
Serial No. 17

GENERAL AND REVENUE SECRETARIAT
(LB)
, the 191

Cer
No. 1440
LB 15-17-
22.7.18

Date of issue 22.7.18

To

The Dy Comm^r Shimoga Dist.

Signed by for B. V. Kesava Rao

Sir

In continuation of this Office letter No. 7050/LB 15-17-15 & dt 15th June 1918, I am directed to forward another petition recd No. 305 & 10th June 1918 from Kalagunasi Basappa and others of Soral complaining against the unauthorized levy of toll at a toll-gate on the Siddapur road and to request you to be so good as to

over.

V

Rec 20/7

4

expedite the submission of the detailed report called for in this office letter dated 6 above.

2. The petitions and the other papers on the subject previously forwarded to you may be returned along with the report.

I have &c.

Adjt Genl

19/7

Recd Secy

Yr Obdt Servt
19-7-18

List of enclosures.

Copied by

Examined by

WDS6—GPB—60,000—15-11-16

GEN. & REV. SECRETARIAT
I
REVENUE.
24 AUG 1918

78

Ls (15-17) 7

D No. 2686 41/2

Ls 15-17-18

Ls. 15-17-18

By Regd Post
15-8-18

12145

The Secretary General and Revenue
Department to H.H. The Maharajah of Mysore
Bangalore

Most respected Sir

With reference to the endorsement No. 3 Dated 29-6-18 a copy of which is enclosed herewith received from the Private Secretary to H.H. The Maharajah of Mysore informing me that the case of an illegal & unauthorised Opening of a Sub Toll near Sorab by the Contractor of Badadabayal Contractor of 17-18. Absi Seshappa, ever since last November

The citizens of Sorab Municipality & the people of Sorab Taluk approached all Govt officers - Amildar, Deputy Commissioner, The Dewan and the Govt from time to time praying to remove the unauthorised Sub Toll-gate near Sorab, as it would cause heavy loss of money and inconvenience to the public. Though it is nearly 7-8 months no final order has yet been received from the Govt with all our persistant prayers

Hence we pray most humbly that your honour would go personally through the entire record connected with the unauthorised Sub Toll gate and thus satisfy yourself how the Local authorities unnecessarily delayed to consider our humble prayer thus to allow the plunder of the hard earned money of His Highness loyal and obedient subjects by the contractor of the unauthorised

Sub Toll. We pray that the Government may graciously pass orders to utilise the realisations of the illegal Toll Collection for the development of Education of the depressed class of this Taluk or atleast to utilise the same vicarry Rs 1000 to War fund &c" and at the same time to take proper steps against the contractor for having illegally collected Toll and to take notice of the officer who has caused all these inconveniences and public sufferings.

Trusting that these humble prayers will not go needless atleast this time, thanking you in anticipation begging to be excused for the pains given

Sorab
Dated 12/8/18

We beg to remain

Sir,
Your most Obedient and loyal subjects

Copy

43

No. 3

Office of the Private Secretary to
H.H. The Maharaja of Mysore.

29th June 1918

Rao Bahadur Kolagunare Basappa is informed with reference to his telegram of the 28th inst. that the case has been transferred, for disposal, to the Secretary to Government in the Revenue Department, to whom all further communications on the subject should be addressed.

By Order

(Sd) illegible

Private Secretary

True Copy.

S Venkatachar

13.8.18

44

G. R. S. VI—G/32] 21/9

SUBJECT.....

Diary No. of letter replied to .. 2686

Section Ls.
File No. 15-17
Serial No. 19

GENERAL AND REVENUE SECRETARIAT
(Ls)
, *the* 191

No. 4114 9.11.18

Date of issue 14.9.18

To The Presidt., D.B.N.a, Shamshe

Sir,

In Continuation of the Offic letters as marginally noted, I am directed to forward herewith re another petition on the subject g alleged levy of toll at the Sub Toll gate on the Seddapur road and to request that the detailed report already called for, may be expedited as the question has been pending for a long time.

I have, &c.

over.

Signed by Jn. B. T. Kesava Rao

1. No. 7050 d 15.6.18
Ls 15-17-15
2. " 4110 d 22.7.18
Ls 15-17-17

Dr Secy 9/11 Rev dept

GEN. REGISTRY
28 SEP 1918
D48249

5-17-20

No.H.C.179(L.B.)17-18. Office of the President, District Board,
Dated Shimoga, the 25th September 1918.

From.

M.A.Narayana Iyengar, Esquire., B.A., B.L.,
President, District Board
S h i m o g a.

To.

B.Ramaswamaiya, Esquire., B.A., B.L.,
Secretary to Government of Mysore,
Revenue Department, B a n g a l o r e.

Sir,

With reference to your letter Nos:7050/L.B.15-17-15, 1440/L.B.15-17-17 and 4724/L.B.15-17-19 dated 15th June 1918, 22nd July 1918 and 24th September 1918 respectively, forwarding for a detailed report, petitions of Kolagunasi Basappa and Others of Sorab, complaining of the levy of toll at a Sub-toll-gate, on the Sorab-Siddapur Road, by the Badadabyle toll-gate contractor for 1917-18, I have the honor to state that the contentions referred to in the petitions have arisen on account of the lenient view taken of their first representations addressed to the District. These petitioners complained against the use of the sub-toll-gate, sanctioned in Government Order No: 6434-5/L.B.105-15-13 dated 5th April 1917, by the Badadabyle toll-gate contractor for 1917-18, and the matter was decided in their favour merely on a technical objection for the existence of the sub-toll-gate, as it was not mentioned either in the sale notification or in the sale list, which has been reported in detail in this office No:P.C.174(L.B.)17-18 dated 28th May 1918. Taking advantage of this decision, the petitioners have come forward with these petitions contesting the conduct of the contractor for having used the sub-toll-gate previous to the --

final

WD 0163—GPB—3,000,000—21-7-17—S

191

From

To

Dated

Despatched

Received

General No.

No.

Enclosure No.

final order passed on the subject. The sub-toll-gate in question is one which has been duly sanctioned by Government, and not a new one. The contractor is reported to have utilised it since the begining of 1917-18 and the petitioners took objection for it in the month of February 1918. Sub-toll-gates are sanctioned to facilitate the levy of tolls on carts evading payment of toll at the main toll-gate. As such the main toll-gate contractor has every right to utilise the sub-toll-gate which has been duly sanctioned by Government, and the contractor in the present case has used it in good-faith. Further the contractor has obeyed the order passed on a purely tecknical point as could be seen from the petition dated 17th May 1918 referred for enquiry, where the petienthioners state that the sub-toll-gate vanished on the 15th of May 1918 which must have been the date when the final decision was communicated to the contractor. The petitioners therefore cannot press the question now as the contractor had every claim for the use of the sub-toll-gate.

2 As regards the criminal complaints to which the petitioners refer in their petition, these seem to have cropped out of the attempt to evade payment of toll and these have been heard by the magistrate and dicided according to the merits of the cases and there is nothing to be done in this matter.

3 Referring to the collection of Rs.2000/- by the contractor at the sub-toll-gate, urged in the last para of the petition, it is a gross exageration as the sale for 1918-19 fetched only a sum of Rs.670/- and no higher bid was offered though the use of the sub-toll-gate was announced at the time of sale.

4 The petitioners in their petition dated 10th June 1918, refer to the sale conducted by the Sub Division Officer, Sagar, on 21st May 1918 disposing of the right to collect the toll at the Badadabyle toll-gate and comment upon the low bid. These even mention the approximate number of bidders present at the time of sale: most of the petitioners seem to be residents of Sorab and there was nothing to prevent them from being present at the sale and bid for a higher amount. The 2nd para of their petition shows

their

-their real complaint, and their representation is to ~~be~~ abolish the sub-toll-gate which could not be done without prejudice to the toll revenue. All the other items of complaint are subsidiary to the above main point.

5 The petitions received with the above ~~and~~ are therefore herewith returned.

I have the honor to be,

Sir,

Your most obedient servant,

M.A Nanjangud

PRESIDENT,

District Board, Shimoga.

M.K.R.

4

48

G. R. S. VI.—6/9]

DRAFT.

SUBJECT.....

.....

.....

Section. L.B.
File No. 15-17
Serial No. 23

Diary No. of letter replied to 4849

No. 8506 8/10·1·19

ENDORSEMENT.

GENERAL AND REVENUE SECRETARIAT
(L.B.)
, the.....191 .

Granted to Kolgunoi Broadfoot and others of Lorah Town Shimoga District

Date of issue 10·1·19

Signed by W.B.T. Kesava Rao

In reply to ~~his~~ petition ~~dated~~ their several as marginally noted complaining against the illegal levy of toll by the Budadabagal toll-gate Contractor for 1917-18 at the sub-Tollgate, the petitioners are informed that if illegal Collections have been made, they should seek remedy in a Civil Court by producing the necessary receipts obtained from the toll-Contractor and that Govt. do not consider it necessary to interfere in the matter.

By Order,

3.1.19.
Secretary to Government.

* beginning with petn without date (received in March 1918) & ending with the one of 10-6-18.

Memo. no. 8507

Copy forwarded to DC. Shimoga with refce. to Corr Cc ending with letter no. Ec. 79 (LB.) 17-18 of 25-9-18

By order

for Secy. Rev dept.

List of enclosures.

Copied by..... .....

Examined by.....

WD 02180—GPB—2,000—27-4-16.

49

G. R. S. 34]

GPB—10,000—12-7-15

No. 8566 L 15 B 47-23

GOVERNMENT OF H. H. THE MAHARAJA OF MYSORE.

General and Revenue Secretariat.

( )

ENDORSEMENT.
Office Memorandum.

To

the January 1919.

Granted to Kolgansi Basappa and others of Sorab Town, Shimoga District

In reply to their several petitions as marginally noted complaining against the illegal levy of toll by the Baddabayal toll-gate contractor for 1917-18 at the Sub-Toll-gate, the petioners are informed that if illegal collections have been made, they should seek remedy in a Civil Court by producing the necessary receipts obtained from the toll-contractor and that Government do not consider it necessary to interfere in the matter.

Beginning with petition without date (received in March 1918) and ending with the one dated 10th June 1918.

By Order

Secretary to Government,
Revenue Department.

HRR-3.

19.